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REQUEST

## CONTINUED EXAMINATION (RCE) **TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

rection of information unless it displays a valid onto control number.		
Application Number	09 291 656	
Filing Date	03 03 99	
First Named Inventor	Marc Peters - Golder	
Group Art Unit	1653	
Examiner Name	H. Carlson	
Attorney Docket Number	UM-03662)	

wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.			
1. Submission requi	ired under 37 C.F.R. § 1.114		
'' LJ (Any unente	er the amendment(s)/reply under 37 C.F.R. § 1.7 ered amendment(s) referred to above will be entered). er the arguments in the Appeal Brief or Reply Br	rief previously filed on	
ii. Affidavit(s)/Declaration(s) iii. Information Disclosure Statement (IDS) iv. Other Appt. of Associate Attorney 3mnth extension of the statement of Associate Attorney 3mnth extension of the statement of the s			
2. Miscellaneous	of action on the above-identified application is	requested under 37 C.E.R. & 1.103(c) for	
	months. (Period of suspension shall not excee		
b. Other			
3. Fees The RCE fee	e under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when t	the RCE is filed.	
	or is hereby authorized to charge the following fe		
	count No. <u>08-1290</u>		
	e required under 37 C.F.R. § 1.17(e)	1	
	on of time fee (37 C.F.R. §§ 1.136 and 1.17)	:	
iii. ∐ Other b. ☑ Check in the	e amount of \$ BloO · enclosed		
	e amount of \$\frac{\beta(\rho\tau)}{\text{Credit card}}\text{ enclosed}\text{ enclosed}		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Name (Print / Type)	THOMAS W. BROWN	Registration No. (Attorney/Agent) 50, 002	
Signature	Thy h. Bri	Date 01/15/04	
CERTIFICATE OF MAILING OR TRANSMISSION			

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

37 C.F.R. § 1.114 is effective on May 29, 2000. If the above identified application was filed prior to May 29, 2000, applicant may

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.

Date

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

IGHI

Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

201)



### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Marc Peters-Golden et al.

Serial No.:

09/291,656

Group No.: 1653

Filed:

03/03/99

Examiner: K.C. Carlson

Entitled:

ADMINISTRATION OF PRODUCTS OF THE 5-LIPOXYGENASE

METABOLIC PATHWAY TO ENHANCE ANTIMICROBIAL

**DEFENSE** 

### PRELIMINARY AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1:8(a)(1)(i)(A)

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Dated: January 15, 2004

Traci E. Light

# **BEST AVAILABLE COPY**

#### Dear Madam:

In response to the Office Action mailed on July 15, 2003, please enter the instant Preliminary Amendment, in the prosecution of the patent application captioned above, and amend this same application as follows. Filed herewith is: i) a "Request For Continued Examination" and ii) a "Petition For A Three Month Extension of Time" [as provided by 37 C.F.R. § 1.136(a)].

Amendment To The Claims: begin on page two of this paper.

Remarks; begin on page four of this paper.

01/22/2004 HDAMTE1

02 FC:2253 475.00 OP

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